



OPP General Notes – July 1, 2019

1. **Chlorpyrifos** – Prior to the OPP General, the OCSPP IO, OPP IO and OGC met to discuss comments from Alex and OGC on the draft response to the objections of a group of petitioners who want EPA to revoke all food tolerances for chlorpyrifos based on possible impacts on neurodevelopment. The 9th Circuit ordered the agency to respond to the objections by July 18. Following the General, Rick provided OPP's responses to Alex's questions to the OCSPP IO and OGC and said he would follow-up on Nancy's issues/comments.
2. **AEZ Rule** – Rick noted that Angela Hoffman (Regulatory and Information Coordination Office) had recently sent to the OCSPP IO the revised, draft AEZ Notice of Proposed Rule Making and analysis for review and sign-off before sending them to the Office of Policy for resubmission to OMB for an expedited interagency review. After the General, Alex concurred on the documents. Also, during a previous General, Rick informed the IO about a recently discovered discrepancy in the AEZ proposed rule language and Alex said we should inform OMB and USDA of the discrepancy. Rick reported that he reached out to Sheryl Kunickis (USDA), but has not yet heard back from her. Charlotte is reaching out to OMB.
3. **25(b) and Chitosan** – Alex was on travel last week and did not attend the General, so Rick repeated what he had raised to Charlotte regarding the issue with 25(b) and Chitosan. He mentioned the meeting Alex held earlier this year with representatives from Tidal Vision, an Alaskan company seeking to add chitosan to the minimum risk pesticide list and the companion list of low risk inert ingredients. Alex had subsequently asked OPP to develop a set of options for processing the petition and some of the broader minimum risk program issues. Rick said the team developed the following potential options for a path forward:

Ex. 5 Deliberative Process (DP)

4.

5. Other Business

Alex reported on the following:

- **Texas Field Tour** - Last week Alex participated in the Texas field tour and met with the National Cotton Council, Texas Commission on Environmental Quality and the Agriculture Commissioner. She also met with cattlemen in favor of using Invora on rangeland and pastures (this group also met with Texas Congressman, Mike Conaway on the issue). Bayer submitted an application for the proposed new use of Invora on rangeland and pastures. The product contains aminocyclopyrachlor and triclopyr. The due date for a regulatory decision is September 3, 2019. Currently, Oregon and Washington State are developing state proposals to ban use of products with this chemical due to extensive damage to old growth pine trees along roadways. Bayer and the cattlemen plans to provide data and a sustainability plan to support use of Invora on rangelands and pastures and would like to schedule a 2-day workshop at EPA PYS. Alex is amenable to EPA meeting with the group. Rick said the team can brief Alex on the Invora risk assessment around the end of July.

In addition, during the field tour, Alex said the use of Warfarin-based Feral Hog Bait was raised repeatedly. Rick said Texas Department of Agriculture had applied for a 24(c) and approved the use of a Warfarin to control feral hogs, but after public concerns were raised to the state legislature, they withdrew it. Alex asked if OPP could reach out to the Texas Dept. of Ag on the matter and Rick agreed.

Alex said Atrazine use on Sorghum was also raised during the tour. Rick said OPP has asked the Triazine Network to provide documentation of the use benefits. BEAD is also conducting a benefits assessment. Alex said the group she met with said the benefits outweigh economic risks. Rick said OPP held 12 atrazine SAPs and briefed Nancy last fall. Alex will provide her notes from the meeting. Alex also met a scientist from Texas Tech who submitted an application to be on the SAP panel. He was not selected and complained to her about the selection process.

- **Weekly Meeting with the Administrator** – During her weekly meeting with the Administrator, Alex reported on OPP's upcoming announcement to add new uses and restore previously-registered uses for sulfoxaflor. She also mentioned her upcoming trip to Hanoi, Vietnam with Rick, Monique Perrin and USDA's Foreign Agriculture Service officials to meet with Vietnam government

officials to discuss the U.S. pesticide regulatory process, the international impact of EPA's work and Vietnam's recent ban of glyphosate.

Waiting for OCSPP IO Feedback:

- Decision on Chestnut Status (Follow-up to 2/12 briefing; to be made after 4/5 meeting with registrant); awaiting OGC analysis
- Synexis/Device Determination (Follow-up to 2/12 briefing)—OPP adding to options paper (sent 3-18); impact to program paper (sent 6/10)
- Kaolin Strategy (Sent 3/29; responds to 3/11 questions from the OCSPP-IO)
- Chlorpyrifos Draft Response to the Objections (sent 6/5, 6/20 and 6/23)
- Q&As regarding the Certification Rule (sent 6/10)
- Certification Rule Desk Statement on State Penalty Authority and QAs (sent 6/23)
- Biotech rulemaking schedule (sent 6/21)
- Draft GTA Memo (sent 6/28)

OPP to Send to IO

- Chlorpyrifos: Comments on Meeting Summaries
- ESA: Implementation Status of Salmon BiOps
- Major regulatory decision forecast (to be provided each month)
- Ingredient Disclosure draft memo (expect to provide draft in mid-July)
- Paraquat Systematic Literature Review - for OCSPP-IO review (sent 5/20)
- 24(c) process improvements paper (expect to provide draft in mid-July)

Upcoming Briefings/Separate Meetings for the OCSPP-IO

- Spanish labeling (scheduled 7/9)

Priority Briefings:**Other Briefings:**

- Relativity Training (FOIA) (request sent to IO 3/7)
- UAVs
- Invora registration application for pastureland (to be scheduled)
- ATP (to be scheduled)